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Patents

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
**GIBBINS, ET AL.**Serial No. **09/752,939**Filed: **DECEMBER 29, 2000**For: **METHODS AND COMPOSITIONS  
FOR IMPROVED DELIVERY  
DEVICES**Art Unit: **1616**Examiner: **DEWITTY, R.M.**#7  
*AKD*  
4-11-02

## OFFICIAL COMMUNICATION

Assistant Commissioner for Patents  
Washington, D.C. 20231

Further to our conversation this morning, please note the following with regard to the pending claims and outstanding restriction requirement.

When the application was submitted, applicant intended to pursue two groups of claims; one directed to an oxygen delivery matrix, the other directed to methods for treating compromised tissue using a biocompatible matrix. Claims 1-12 are directed to the first group. Claims 13-20 were supposed to be directed to the second group, however due to a typographical error, dependent Claims 14-17 and 20, recite "The **matrix** of Claim 13" instead of "The **method** of Claim 13". Claims 18 and 19 recite the "The **matrix** of Claim 17," instead of "The **method** of Claim 17." If possible, we would appreciate the Examiner's assistance in facilitating the following:

## CERTIFICATION OF FACSIMILE TRANSMISSION

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Typed Name of Person Signing Certification: **Sima Singadia Kulkarni**  
Reg. No. 43,732*Sima Singadia Kulkarni*  
Signature*March 12, 2002*  
Date

Serial No. 09/752,939

Official Communication

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(1) In Claims 14-17, and 20, replace "The matrix of Claim 13" with "The method of Claim 13." In Claims 18 and 19 replace "The matrix of Claim 17" with "The method of Claim 17."

(2) Revise the December 18, 2001 Office Action so that the restriction requirement is directed to:

Group I: Claims 1-12, - drawn to a matrix, classified in Class 424, subclass 448.


Group II: Claims 13-20, - drawn to treating comprised tissue, classified in Class 424, subclass 78.06.

Please note support for the claims is found throughout the specification. In general, see pages 10-34, and 40-43 for Claims 1-12, and pages 10-17 and 33-43 for Claims 13-20.

If it is possible to make the above-requested changes, or if you wish to discuss this matter in further detail, please contact me at 404 743-2463 or Jane Terry at 404-532-6903. We look forward to hearing from you at your earliest convenience so that we may file a response to the December 18, 2001 Office Action by March 18, 2002.

Once again, thank you for your consideration in this matter.

Respectfully submitted,

  
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